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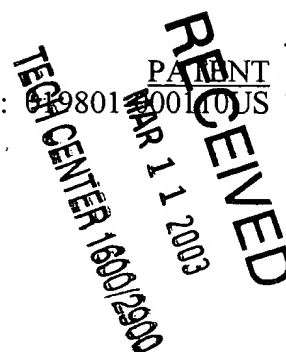
Assistant Commissioner for Patents  
Washington, D.C. 20231

On 3/5/03

TOWNSEND and TOWNSEND and CREW LLP

By: Janice K. Hardi

Attorney Docket No.: 09801-001



Handwritten initials and date: 3/12/03

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Jonathan B. Rothbard

Application No.: 09/779,693

Filed: February 7, 2001

For: COMPOSITIONS AND METHODS  
FOR ENHANCING DRUG DELIVERY  
ACROSS BIOLOGICAL MEMBRANES  
AND TISSUES

Examiner: Dameron Jones

Art Unit: 1614

RESPONSE TO RESTRICTION  
REQUIREMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Restriction Requirement mailed February 4, 2003, Applicant elects group II, claims 32-40, drawn to a composition. This selection, along with the species election, is made with traverse as no undue burden exists to search and examine all of the claimed compounds.

In addition, Applicant elects, for search purposes only, taxol for the biological agent, and a peptide containing exactly 7 L-arginine members.

Claims readable on taxol, include claims 32, 33 and 38. Claims readable on the 7-membered L-arginine peptide include claims 32 and 40.

Jonathan B. Rothbard  
Application No.: 09/779,693  
Page 2

PATENT

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 925-472-5000.

Respectfully submitted,



William B. Kezer  
Reg. No. 37,369

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On 3/5/03

TOWNSEND and TOWNSEND and CREW LLP

By: James K. Hardi

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PRELIMINARY AMENDMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Prior to examination of the above-referenced application, please enter the following amendments and remarks.

This amendment has been prepared under the newly revised format set forth by the USPTO in the Office of Patent Legal Administration Pre-OG Notice of January 31, 2003. It is the Applicant's understanding that by following the provisions of the new format, the provisions under 37 CFR § 1.121(a), (b), (c) and (d) are waived for amendments to the claims, specification and drawings.

Amendments to the claims are reflect in the list of claims beginning on page 2 of the present amendment.

Remarks begin on page 8 of the present amendment.